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HOUSE BILL 780

**49TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2009**

INTRODUCED BY

Rick Miera

AN ACT

RELATING TO STATE EDUCATIONAL INSTITUTIONS; PROVIDING FOR THE  
CORRECTION OF OUTSTANDING DEFICIENCIES AT THE NEW MEXICO SCHOOL  
FOR THE BLIND AND VISUALLY IMPAIRED AND THE NEW MEXICO SCHOOL  
FOR THE DEAF PURSUANT TO THE PUBLIC SCHOOL CAPITAL OUTLAY ACT.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 22-24-5.6 NMSA 1978 (being Laws 2006,  
Chapter 95, Section 6) is amended to read:

"22-24-5.6. OUTSTANDING DEFICIENCIES AT CERTAIN STATE  
EDUCATIONAL INSTITUTIONS.--

A. In consultation with the higher education  
department and the applicable board of regents, and after  
reviewing the existing five-year facilities plan and the  
facilities condition assessment, the public school facilities  
authority shall verify the assessed outstanding health, safety

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1 or infrastructure deficiencies at the New Mexico school for the  
2 blind and visually impaired and the New Mexico school for the  
3 deaf and shall develop a plan to correct the deficiencies.

4 B. ~~[To the extent that money has been appropriated~~  
5 ~~for such purposes]~~ The council may approve allocations from the  
6 fund and, working with the higher education department and the  
7 applicable board of regents, enter into construction contracts  
8 to correct the deficiencies.

9 C. The council shall establish oversight functions  
10 for the public school facilities authority and such other  
11 guidelines and conditions as it deems necessary to ensure that  
12 the allocations from the fund pursuant to this section are  
13 expended in the most prudent manner possible and consistent  
14 with the original purpose.

15 D. As used in the Public School Capital Outlay Act,  
16 "public school capital outlay project", "capital outlay  
17 project" or "project" includes a program for the correction of  
18 deficiencies at the New Mexico school for the blind and  
19 visually ~~[handicapped]~~ impaired or at the New Mexico school for  
20 the deaf pursuant to this section.

21 E. As used in Sections 22-24-5.1, 22-24-5.3 and  
22 22-24-5.5 NMSA 1978 and in Paragraph (10) of Subsection B of  
23 Section 22-24-5 NMSA 1978, "school district" includes the New  
24 Mexico school for the blind and visually impaired and the New  
25 Mexico school for the deaf."

.177133.1

1           Section 2. TEMPORARY PROVISION--STUDY OF MATCH  
2 REQUIREMENT.--During calendar year 2009, the public school  
3 capital outlay oversight task force shall study reasonable  
4 alternatives for determining the local matching funds to be  
5 required from the New Mexico school for the blind and visually  
6 impaired and the New Mexico school for the deaf for a grant  
7 award pursuant to the Public School Capital Outlay Act and  
8 shall report its findings and recommendations to the second  
9 session of the forty-ninth legislature.

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